

FILED

JUL 11 2002

JUDGE MARINA CORODEMUS

GORDON & GORDON  
A Professional Corporation  
80 Main Street  
West Orange, New Jersey 07052  
(973) 736-0094  
Attorneys for Plaintiff

HOBBIE CORRIGAN BERTUCIO & TASHJY  
125 Wyckoff Road  
Eatontown, New Jersey 07724  
(732) 349-1515  
Attorneys for Plaintiff

ESTATE OF NANCY HEMPSTED,

Plaintiff,

v.

PFIZER, INC., WARNER-LAMBERT COMPANY,  
PARKE-DAVIS, a division of WARNER-LAMBERT,  
and JANE/JOHN DOE A, B, C and D, fictitious  
defendants

Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION  
MIDDLESEX COUNTY


CIVIL ACTION

DOCKET NO. L-2747-01 MT  
CONSENT ORDER GRANTING THE  
FILING OF AMENDED COMPLAINT  
TO INCLUDE WRONGFUL DEATH  
AND SURVIVORSHIP ACTION

CASE CODE 246  
REZULIN LITIGATION

The above captioned matter having been brought to the attention of the Court by GORDON & GORDON, P.C., attorneys for plaintiff, Nancy Hempsted, and McCARTER & ENGLISH, attorneys for defendant having consented to the form and substance of this Order, and good cause having been shown;

IT IS on this 11 day of July, 2002, ORDERED that plaintiff is hereby permitted to file and serve an Amended Complaint to include a Wrongful Death and Survivorship action within 7 days from the date of this Order.

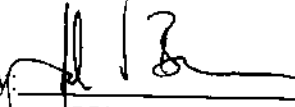
  
J.S.C.

Consent as to form and  
entry is hereby given:

GORDON & GORDON, P.C.  
Attorneys for Plaintiff

McCARTER & ENGLISH  
Attorneys for Defendant

By:   
HARRISON J. GORDON

By:   
JOHN BRENNER

Dated:

7-9-02

GORDON & GORDON  
A Professional Corporation  
80 Main Street  
West Orange, New Jersey 07052  
(973) 736-0094  
Harrison J. Gordon, Attorney for Plaintiff (File No.: 3500)

HOBBIE CORRIGAN BERTUCIO  
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125 Wyckoff Road  
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ESTATE OF NANCY HEMPSTED,

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and JANE/JOHN DOE A, B, C and D, fictitious  
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Defendants.

: SUPERIOR COURT OF NEW JERSEY  
: LAW DIVISION  
: MIDDLESEX COUNTY

: CIVIL ACTION

: DOCKET NO. L-2747-01 MT

: AMENDED COMPLAINT AND

: JURY DEMAND

: CASE CODE 246

: REZULIN LITIGATION

Plaintiff asserts that she would have filed this action in Superior Court, Morris County, but for the Order of the Supreme Court and the Order of the Honorable Marina Corodemus mandating that the action be filed in Middlesex County.

1. Plaintiff made a claim against the defendants by filing a Complaint on March 15, 2001 in the Superior Court of New Jersey, Law Division, Middlesex County, incorporating by reference the relevant portions of the Master Complaint of file entitled In re: New Jersey Superior Court Rezulin Litigation Case Code No. 246, now pending in the Superior Court of New Jersey, Law Division, Middlesex County, before the Honorable Marina Corodemus, J.S.C. Plaintiff incorporates into this Amended Complaint the allegations set forth in her original complaint filed on March 15, 2001.

2. Plaintiff Nancy Hempsted passed away on March 14, 2002 of end-stage cirrhosis (herein after the "Plaintiff").

3. On February 22, 2002, Plaintiff executed her Last Will and Testament, therein naming Kathleen Saxton to serve as Executrix of the Estate of Nancy Hempsted.

4. By way of reference to the Master complaint and the allegations therein, Plaintiff asserted various claims in her original complaint, and same are adopted as if fully set forth herein.

5. Plaintiff hereby amends her original complaint to reflect an additional claim for Wrongful Death and Survivorship, by way of reference to Count VI of the Master Complaint filed in Superior Court of New Jersey, Law Division, Middlesex County before Hon. Marina Corodemus, J.S.C.

Dated: 7/10/02

  
HARRISON J. GORDON

DEMAND FOR JURY TRIAL

Demand is hereby made for a trial by jury.

GORDON & GORDON, P.C.  
Attorneys for Plaintiff

By:   
HARRISON J. GORDON

Dated: 7/10/02

CERTIFICATION PURSUANT TO RULE 4:5-1

Plaintiff upon information and belief is not aware of any pending or contemplated action. Further, upon information and belief, she/he is not aware of any other party who should be joined in this action.

GORDON & GORDON, P.C.  
Attorneys for Plaintiff

By:   
HARRISON J. GORDON

Dated: 7/10/02

DESIGNATION OF TRIAL COUNSEL

Pursuant to R. 4:25-4, HARRISON J. GORDON is hereby designated as trial counsel in this matter.

GORDON & GORDON, P.C.  
Attorneys for Plaintiff

By:   
HARRISON J. GORDON

Dated: 7/10/02